

## SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

**March 19-23, 2001**

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
3-19	EX	75/656,217	La Femme Cosmetics, Inc.	Walters Holtzman* Drost	2(d)	Refusal Affirmed		"LA FEMME" (in stylized lettering) [cosmetics, namely, skin cleansing lotion, concealer, cuticle remover preparation, eye shadow, eye liner, eyebrow pencil, facial scrub, false eyelashes and adhesive therefor, hand and body lotion, lipstick, lip gloss, lip liner, liquid and cream foundation, loose and pressed powder, facial masques, skin moisturizing lotion, nail decals, nail polish remover, replenishing cream, rouge, and toner]	"FEMME" [cosmetic and toilet preparations, namely, perfume and cologne]	Jacobi	No
3-19	EX	75/346,850	Quality Mapping Solutions L.C.	Seeherman Hairston* Chapman	2(e)(1); 2(d)	Refusal Reversed (on both grounds)		"QMS" [computer software, namely, software used to manage quality systems for the purpose of certification of private, business and governmental entities according to national and international quality]	"QMS" (and design) [quality assessment, testing, and analysis of the business practices of others for the purpose of certification according to international quality standards and the evaluation of the quality assurance programs of others]	Steplight	No

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(2) \*=Opinion Writer; (D)=Dissenting Panel Member

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3-19	EX	75/385,948	K&N Engineering, Inc.	Hanak Holtzman Drost*	2(d); Section 6 disclaimer requirement (of the words CUSTOM SERIES)	Refusal Affirmed on 2(d) grounds; Section 6 disclaimer requirement affirmed only as to the word SERIES		a mark comprising the terms "CUSTOM," "66," and "SERIES" and a design [air filters, air cleaner assemblies and air filter assemblies for machines and vehicles]	"PHILLIPS 66" (and design) [oil and air filters for land vehicles]	Baxley	No
3-19	EX EX	75/574,820 75/576,365	Daniel Brotman	Simms Bucher Holtzman*	2(e)(1)	Refusal Affirmed (in both cases)		"URBAN RHYTHM" [music entertainment, namely, live musical performance; CDs and audio cassettes featuring musical performance]		T. Lee	No
3-22	EX	75/771,607	AtNoCost. Com	Hohein Walters* Bottorff	2(e)(1)	Refusal Affirmed		"ATNOCOST.COM" [gathering data regarding consumer goods over a worldwide computer network]		Billings	No
3-22	EX	75/488,001	Premier Products, Inc.	Hanak Hohein Drost*	2(d)	Refusal Affirmed		"PREMIER" [aluminum windows for metal buildings; and metal door frames, namely, steel doors and steel door frames for fire doors, for use in public buildings]	"PREMIER" [vinyl windows and patio doors]	Watson	No

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3-22	EX	75/411,277	Degussa-Hüls AG	Wendel* Holtzman Rogers	2(d)	Refusal Reversed		"SYMBIOBOND" [precious metal alloy for tooth replacements]	"BIOBOND" [dental gold, gold, gold solder and porcelain for use in fabricating intra-oral composite custom dental restorations; ceramic bonding alloy for use in making dental crowns and bridges, and for solder and flux used therewith]; "BIOBOND II" [metal ceramic bonding dental alloy for use in making crowns and bridges]	Charlon	No
3-22	EX	75/713,764	Americh Corp.	Quinn* Hairston Holtzman	2(e)(1)	Refusal Reversed		"AIRBATH" [baths in which water and air are introduced simultaneously into the baths to provide for the retention of water in the baths and the formation of air bubbles at the surface of the water]		Oh	No
3-22	EX	75/630,177	Dunhill Staffing Systems of Long Island, Inc.	Hanak* Quinn Bottorff	2(d)	Refusal Reversed		"WE DO I.T. BETTER" [permanent and temporary agencies in the information technology field]	"NOBODY DOES IT BETTER" [personnel recruitment and placement services in the field of information technology; and project management in the field of information technology]	Castro	No

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3-22	EX	75/607,997	PeopleWeb Communications, Inc.	Hanak Hairston Walters*	2(e)(1)	Refusal Affirmed		"QUOTESERVER" [computer services, namely, providing search engines for obtaining data on a global computer network or local computer network]		Kon	No

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